

San Bernardino City Unified School District

Regular Meeting of the Board of Education

Community Room
Board of Education Building
777 North F Street
San Bernardino, California

AGENDA INDEX

November 20, 2007

Estimated Times

SESSION ONE - Opening

- 1.0 Opening** **5:30 p.m.**
1.1 Call to Order
1.2 Pledge of Allegiance to the Flag

SESSION TWO - Special Presentations

- 2.0 Special Presentations** **5:35 p.m.**
2.1 Outstanding Student Awards

SESSION THREE - School Showcase

- 3.0 School Showcase** **5:50 p.m.**
3.1 Shandin Hills Middle School

SESSION FOUR - Public Hearing

- 4.0 Public Hearing** **6:05 p.m.**
4.1 Review of the SOAR Charter Academy Petition

SESSION FIVE - Administrative Presentation

- 5.0 Administrative Presentation** **6:15 p.m.**
5.1 Proposed Budget Cuts – Fiscal Year 2008-2009

SESSION SIX - Other Matters Brought By Citizens

- 6.0 Other Matters Brought by Citizens** **7:00 p.m.**

SESSION SEVEN - Reports and Comments

- 7.0 Report by Board Members** **7:15 p.m.**
7.1 Legislative Update
8.0 Report by Superintendent and Staff Members **7:30 p.m.**

SESSION EIGHT - Legislation and Action

- 9.0** *Consent Items (When considered as a group, unanimous approval is advised.) 7:45 p.m.*
- 9.1 Approval of Minutes
 - 9.2 Business and Inservice Meetings
 - 9.3 Acceptance of Gifts and Donations to the District
 - 9.4 Cafeteria Warrant Register, Ending October 31, 2007
 - 9.5 Commercial Warrant Registers For Period From October 16, Through October 31, 2007
 - 9.6 Payment for Services Rendered by Non-Classified Experts and Organizations
 - 9.7 Payment for Course of Study Activities
 - 9.8 2007-08 Discretionary School Site Block Grant
 - 9.9 Sale of Used District Computer Equipment and Peripherals
 - 9.10 Agreement with Project Leadership Institute to Provide Training and Support to Twenty (20) Students at Jones Elementary School
 - 9.11 Agreement with the Riverside County Office of Education to Provide Riverside, Inyo, Mono and San Bernardino Counties (RIMS) CSET Multiple Subject, English or Math/Science Test Preparation
 - 9.12 Agreement with WestEd to Administer the Biennial California Healthy Kids Survey
 - 9.13 Affiliation Agreement with Loma Linda University Medical Center to Provide a Site for Practical Learning Experience for Adult School Pharmacy Students
 - 9.14 Affiliation Agreement with Target Stores to Provide Sites for Practical Learning Experience for Adult School Pharmacy Students
 - 9.15 Affiliation Agreement with the Department of Veterans Affairs to Provide a Site for Practical Learning Experience for Adult School Pharmacy Students
 - 9.16 Renewal of the Agreement with Dr. C. S. Luke, Sr. to Provide Student Counseling at Arroyo Valley High School
 - 9.17 Renewal of the Agreement with Joan Cismowski to Provide American Sign Language Lessons and Square Dancing Lessons to Kindergarten Vanguard Classes at Ramona-Alessandro Elementary School
 - 9.18 Request to Rescind Bid No. 11-07, Re-Bid HVAC Equipment
 - 9.19 Rescission of the Agreement with EdEquity, Inc., as Approved by the Board of Education on November 6, 2007, Agenda Item No. 8.19
 - 9.20 Facilities Use Agreement with Legacy Post Acute Rehabilitation Center to Conduct Adult School Classes
 - 9.21 Amendment No. 1 to the Agreement with Ja'sher L. Griffin to Assist in the Smaller Learning Community Program at Arroyo Valley High School
 - 9.22 Notice of Completion, Bid No. F05-15, Multi Use Rooms Phase II (3 of 15 sites)
 - 9.23 Notice of Completion, Bid No. F05-02, Categories 1, 3, 4, & 5 for Modernization Project at Belvedere Elementary School
 - 9.24 Approval to Establish and Exceed the Change Order Limitation of Public Contract Code Section 20118.4 for Prime Contractor's Work at Cajon High School Modernization Project – I.A.C. Engineering, Inc.

Board of Education Meeting
November 20, 2007

- 9.25 Approval to Establish and Exceed the Change Order Limitation of Public Contract Code Section 20118.4 for Prime Contractor's Work at Cajon High School Modernization Project – Continental Plumbing, Inc.
- 9.26 School Cleanup Agreement with the Department of Toxic Substances Control (DTSC) for the Proposed Lincoln II Elementary School
- 9.27 School Cleanup Agreement with the Department of Toxic Substances Control (DTSC) for the Proposed Roosevelt II Elementary School
- 9.28 Resolution of the Board of Education of the San Bernardino City Unified School District Approving the Annual and Five-Year Report for Fiscal Year 2006-07, in Compliance with Government Code Sections 66006 and 66001
- 9.29 Extended Field Trip, Emmerton Elementary School, Camp Arbolado Outdoor Science Camp, Angelus Oaks, California
- 9.30 Extended Field Trip, Emmerton Elementary School, Camp Chai Science Camp, Angelus Oaks, California
- 9.31 Extended Field Trip, Vermont Elementary School, Camp Arbolado Outdoor Science Camp, Angelus Oaks, California
- 9.32 Extended Field Trip, California Cadet Corps Program, Brigade Leadership School, Camp Pendleton, Oceanside, California
- 9.33 Extended Field Trip, Public Safety Academy, Marine Corps Base, Camp Pendleton
- 9.34 Resolution to Amend the Southern California Schools Employee Benefits Association (SCSEBA) Agreement
- 9.35 Inter-District Attendance Agreements
- 9.36 Expulsion of Student(s)
- 9.37 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
- 9.38 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 9.39 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 9.40 Revocation of Suspension of Expulsion
- 9.41 Lift of Expulsion of Student(s)
- 9.42 Failure to Recommend Mandatory Expulsion 48915
- 9.43 Signature Authority
- 9.44 Agreement with the Law Firm of Margaret A. Chidester & Associates to Provide Legal Services to the Personnel Commission

10.0 Action Items

- 10.1 Personnel Report #10, dated November 20, 2007

Board of Education Meeting
November 20, 2007

SESSION NINE - Closed Session

11.0 Closed Session

8:00 p.m.

As provided by law, the Board will meet in Closed Session for consideration of the following:

Student Matters/Discipline

Conference with Labor Negotiator

District Negotiator: Yolanda Ortega
Employee Organization: California School Employees Association
Communications Workers of America
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Public Employee Appointments

Title: Cadet Corps Coordinator
Elementary Principal
Middle School AAIAC

SESSION TEN – Open Session

12.0 Action Reported from Closed Session

9:00 p.m.

SESSION ELEVEN - Closing

13.0 Adjournment

9:05 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, December 4, 2007, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: November 16, 2007

San Bernardino City Unified School District

Regular Meeting of the Board of Education

Community Room
Board of Education Building
777 North F Street
San Bernardino, California

AGENDA

November 20, 2007

SESSION ONE - Opening

1.0 *Opening*

- 1.1 Call to Order
- 1.2 Pledge of Allegiance to the Flag

SESSION TWO - Special Presentations

2.0 *Special Presentations*

- 2.1 Outstanding Student Awards
(Prepared by the Communications Department)

The Board of Education Outstanding Student Awards will be presented to nine students representing Middle College High, Bonnie Oehl Elementary, and Riley Elementary Schools. To receive this award, students are nominated by their teachers based on academics, athletics, fine arts, outstanding citizenship, and most improvement. The nominees are presented to the principal, who makes the final selection. The Board wishes to recognize these students for their outstanding accomplishments.

SESSION THREE - School Showcase

3.0 *School Showcase*

- 3.1 Shandin Hills Middle School

SESSION FOUR - Public Hearing

4.0 *Public Hearing*

4.1 Review of the SOAR Charter Academy Petition (Prepared by Student Services Division)

District staff review of the charter petition for the Soar Charter Academy indicates that the petition does not contain reasonable comprehensive descriptions of all the element requirements for the establishment of a California charter school as stipulated in California Education Code section 47605-47608 and it is recommended that the Board of Education not approve the charter petition as submitted.

Education Code section 47605 requires that the petition be signed by a number of parents or guardians of pupils equivalent to at least one-half of the number of pupils that the charter school estimates will enroll in the school for its first year of operation and that the petition be signed by a number of teachers that is equivalent to at least one-half of the number of teachers that the charter school estimates will be employed at the school during its first year of operation.

Findings: The petition does fully comply with Education Code section 47605. The petition does contain the required signatures of parents of students expected to enroll for its first year of operation. The petition does contain the required signatures of teachers that the charter school expects to employ for its first year of operation.

Requirement Element 1: The charter must contain a description of the educational program of the school, designed, among other things, to identify those whom the school is attempting to educate, what it means to be an “educated person” in the 21st century, and how learning best occurs. The goals identified in that program shall include the objective of enabling pupils to become self-motivated, competent, and lifelong learners.

The SOAR petition states the proposed charter school will be a K-6 elementary school. The petition stipulates that all core curriculum will be California standards-based. Students are expected to meet or exceed grade level standards in reading, writing, speaking, math, science, social studies, the arts, and technology. It states that project-based, hands-on learning will occur in all grade levels to encourage students to think for themselves and express and follow through with their ideas. The proposed charter states that character education will be integrated into every aspect of language arts and other curricular areas. The charter plans to implement an innovative instructional schedule that will enable students to move up and down the levels of standards in math and language arts depending on assessments and the students’ individual needs. The petition has an intervention plan for academically low-achieving students and an accelerated plan for high-achieving and GATE students. The plan for English learners describes the requirements applicable to state and federal regulations. The teachers will use SDAIE strategies for this group of students. The charter will be a District charter for the purpose of Special Education.

Findings: The petition meets this element requirement. The petition should address how English language development (ELD) will take place daily and a plan on how English learners will be grouped to differentiate instruction during ELD and language arts so as to provide the students with an appropriate instructional program that meets their needs.

Requirement Element 2: The charter must contain the measurable pupil outcomes identified for use by the charter school. “Pupil outcomes,” for purposes of this part, means the extent to which all pupils of the school demonstrate that they have attained the skills, knowledge, and attitudes specified as goals in the school’s educational program. The petition states that SOAR shall meet all statewide standards and conduct the student assessment required, pursuant to Education Code section 60605 and 60851, and any other statewide standards authorized in statute. SOAR would participate in the STAR testing program and strive to meet the API growth targets outlined by the state. SOAR plans to improve 75 percent of English learners’ CELDT scores one level each year.

Findings: The petition provides adequate attention to testing and API, but no mention of NCLB Academic Yearly Progress (AYP). The outcome for English learners stipulates the intent to improve 75 percent of EL students’ CELDT scores one level each year. This objective should reflect that 100 percent of the EL students would improve one level each year. The petition does not meet this element requirement.

Requirement Element 3: The charter must contain the method by which pupil progress in meeting those pupil outcomes is to be measured. SOAR states that it recognizes that assessment is a critical element for the student success and teacher planning. It stipulates that assessment data will provide the necessary information to create strategic instructional programs to meet students’ needs. Student assessment will concentrate on the STAR testing administered in the spring, and various formative and summative assessments done at least three times during the year. SOAR will also use authentic assessments to measure standards mastery and social development. Data will be used for: analysis of student achievement on a continuous basis; reporting student achievement; the School Accountability Report Card (SARC); and to create an annual performance report for the charter school authorizer.

Findings: The petition meets this element requirement. SOAR will be required to meet all deadlines for data submission to the San Bernardino City Unified School District as required by the District to meet subsequent deadlines for state and federal reporting.

Requirement Element 4: The charter must contain the governance structure of the school, including, but not limited to, the process to be followed by the school to ensure parental involvement. The petition states that SOAR has constituted itself as a California non-profit public benefit corporation pursuant to California law. A Board of Directors shall govern the school. The school shall operate autonomously from the District, with the exception of the contracted services as negotiated between the District and SOAR. Pursuant to the Education Code section 47604 (C), the District shall not be liable for the debts and obligations of the school, operation as a California non-profit benefit corporation, nor for claims arising from the

Board of Education Meeting
November 20, 2007

performance of acts, errors, or omissions by the charter school as long as the District has complied with all oversight responsibilities by law. The petition states that it will include parents and community members to be part of the Board of Directors. The Board of Directors would be fully responsible for the operation of the school.

Findings: The petition meets this element requirement.

Requirement Element 5: The charter must contain the qualifications to be met by individuals to be employed by the school. The petition states that SOAR will comply with Education Code section 47605 (1), which requires teachers in charter schools to hold a Commission on Teacher Credentialing certificate, permit or other document equivalent to that which a teacher in other public schools would be required to hold. These documents are to be maintained on file at the charter school and shall be subject to periodic inspection by the chartering authority. It also states that all teachers will be required to hold a CLAD certificate or an equivalent recognized by the California Commission on Teacher Credentialing. SOAR teachers will also meet NCLB qualifications.

Findings: This element is not substantially met. The petition states that teachers will be subject to the credentialing requirements of the California Commission on Teacher Credentialing related to core college preparatory courses. In relation to NCLB regulations, all elements of teachers being identified as “highly qualified” are not addressed.

Requirement Element 6: The charter must contain the procedures that the school will follow to ensure the health and safety of pupils and staff. These procedures shall include the requirement that each employee of the school furnish the school with a criminal record summary as described in Education Code section 44237. The petition states that employees will be required to have a fingerprinting/criminal background check per Education Code section 44237 and 45125.1. The petition states, however, that the school will require each employee to “furnish a criminal record summary,” suggesting that this will be left to the individual employee. This does not meet the Department of Justice clearance requirement of Education Code section 44237.

The petition does state that employees will be required to submit a TB clearance certificate as a condition of employment, which is an Education Code requirement. The petition does not address procedures for ongoing TB clearance requirements (renewal every four years).

Findings: The petition does not meet this element requirement.

Requirement Element 7: The charter must contain the means by which the school will achieve a racial and ethnic balance among its pupils that is reflective of the general population residing within the territorial jurisdiction of the school district to which the charter petition is submitted. The petition states that SOAR will be a nonsectarian in its programs, will not charge tuition, and will not discriminate against any student based on ethnicity, religion, national origin, gender, or disability. The founders have developed an outreach plan in English and Spanish to address the dissemination of information to students of all backgrounds with the goal of achieving a school

Board of Education Meeting
November 20, 2007

population reflective of the general population residing within the territorial jurisdiction of the District. The founders will also advertise in the local newspapers and circulars.

Findings: The petition meets this element requirement.

Requirement Element 8: The charter must contain admission requirements, if applicable. The petition states that SOAR will offer admission to all students who wish to attend on a nondiscriminatory basis, regardless of their ethnicity, national origin, gender, or disability. However, the petition also states that in the event that the school has received more applications than spaces available that the school will hold a public random drawing to determine enrollment for the impacted grade levels and that preferences will be given to:

Category 1: Children of the original founding members' families.

Category 2: Children of employees of SOAR.

Category 3: Siblings of currently enrolled students who are District students.

Category 4: Siblings of currently enrolled students who are not District students.

Category 5: All other District residents.

Category 6: Non-District residents.

Findings: The petition states that preference in the public random drawing is in accordance with Education Code section 47605 (d) (2). This Education Code states that preferences will be permitted by the chartering authority and only if consistent with the law. It appears that giving preferences to children of the founding members and employees of SOAR is a conflict of interest. The petition does not meet this element requirement.

Requirement Element 9: The charter must contain the manner in which annual, independent, financial audits shall be conducted, which shall employ generally accepted accounting principles, and the manner in which audit exceptions and deficiencies shall be resolved to the satisfaction of the chartering authority.

The petition does not reflect a 180 ADA calendar, which are required instructional days. The proposed traditional school calendar does not agree with the District proposed calendar for 2008-2009 regarding start (August 2, 2008) and end (June 10, 2009) dates. The charter must state which student attendance system they will be using.

The petition states that it will conduct a financial audit as required by the Charter Schools Act. The petitioner must submit the name of the independent auditor and determine whether the firm has gone through the state's peer review.

The petition does not mention the required financial reporting element. The petition does not indicate when it will submit financial reports. The charter is required to submit interim reports during the year in standard CDE SACS format. No mention of this requirement was made under Financial Reporting. The charter must adopt their budget using the District's single adoption cycle. The petition did not address the requirement to submit a budget by legally required timelines and adopt a revised budget following the state's adoption.

Findings: The petition does not meet this element requirement.

Requirement Element 10: The charter must contain the procedures by which pupils can be suspended or expelled. The petition states that SOAR has adopted suspension and expulsion procedures in accordance with California Education Code sections 48900 and 48911. These procedures are included in the petition.

Findings: The petition meets this element requirement.

Requirement Element 11: The charter must contain the manner by which staff members of the charter schools will be covered by the State Teachers' Retirement System, the Public Employees' Retirement System, or federal social security. The petition states that all members who qualify for membership in STRS shall be covered. Employees will contribute at the rate established by the STRS. All employees who do not qualify as members must make contributions to the social security system. SOAR will also make contributions for Workers' Compensation Insurance, unemployment insurance, and any other payroll obligations of an employer.

Findings: The petition meets this element requirement.

Requirement Element 12: The charter must contain the public school attendance alternatives for pupils residing within the school district who choose not to attend charter schools. The petition states that no student may be required to attend the charter school. Students who reside within the District who choose not to attend the charter school may attend school within the District according to District policy or at another school district or school within the District through the District's intra- and inter-district policies.

Findings: The petition meets this element requirement.

Requirement Element 13: The charter must contain a description of the rights of any employee of the school district upon leaving the employment of the school district to work in a charter school, and any rights of return to the school district after employment at a charter school.

Education Code section 47605 (b) (5) (M) requires that a description of the rights of any employee of the school district upon leaving the employment of the school district to work in a charter school, and of any rights of return to the school district after employment at a charter school.

Findings: The petition meets this element requirement.

Requirement Element 14: The charter must contain the procedures to be followed by the charter school and the entity granting the charter to resolve disputes relating to provisions of the charter. The petition includes an outline of the process for dispute resolution, which stipulates a mediation procedure that shall be held within 60 business days of receipt of the dispute

Board of Education Meeting
November 20, 2007

statement. This is a lengthy procedure. Also, the petition specifies who in the District should participate in the dispute resolution.

Findings: The recommendation is not to approve the petition with this language. The decision of who should participate in dispute resolution should be a District priority.

Requirement Element 15: The charter must contain a declaration whether or not the charter school shall be deemed the exclusive public school employer of the employees of the charter school for the purposes of the Educational Employment Relations Act [Chapter 10.7 (commencing with section 3540) of Division 4 of Title 4 of Title 1 of the Government Code.]. The petition states that SOAR will be an independent charter school. SOAR will be deemed the exclusive public school employer of the employees of the charter school for the purposes of the Educational Employee Relations Act. Certificated and other employees have the right to select a bargaining agent.

Findings: The petition meets this element requirement.

Requirement Element 16: The charter must contain a description of the procedures to be used if the charter school closes. The petition states that closure of SOAR will be documented by the official action of the SOAR Board. The action will identify the reason for closure. The SOAR Board will promptly notify the District of the closure and of the effective date of the closure. As applicable, SOAR will provide parents, students, and District with copies of all appropriate student records and will assist students in transferring to their next school. Upon closure, SOAR shall remain solely responsible for all liabilities arising from the operation of the charter school.

Findings: The charter petition meets this element requirement.

Conclusion:

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education adopts the findings regarding the charter petition submitted by the SOAR Charter Academy.

It is further recommended that one of the following resolutions be adopted:

BE IT FURTHER RESOLVED that the Board of Education approves the charter petition submitted by the SOAR Charter Academy.

Or

BE IT FURTHER RESOLVED that the Board of Education denies the charter petition of the SOAR Charter Academy.

SESSION FIVE - Administrative Presentation

5.0 *Administrative Presentation*

This is the time during the agenda when the Board of Education is prepared to receive the comments of members of the public as well as get information from the school staff. If you wish to address the Board relative to the specific topic under Board consideration, complete a “Request to Address the Board of Education” form and submit this form to the Administrative Assistant. When recognized by the President of the Board, please step to the microphone at the podium, give your name and address, and limit your remarks to five minutes.

If you wish to speak on items elsewhere in the agenda or appropriate matters not on the agenda, you may do so in *Session Six - Other Matters Brought by Citizens.*

5.1 Proposed Budget Cuts – Fiscal Year 2008-2009 (Prepared by Business Services Division)

Mohammad Z. Islam, Assistant Superintendent, Business and Finance, will present information regarding proposed budget cuts for Fiscal Year 2008-2009. These cuts are required in order to maintain the fiscal solvency of the District for the subsequent two years.

The implementation plan for proposed budget cuts will be presented to the Board on December 4, 2007, for Board consideration and approval.

SESSION SIX - Other Matters Brought By Citizens

6.0 *Other Matters Brought by Citizens*

This is the time during the agenda when the Board of Education is prepared to receive the comments of the public regarding any other items on this agenda or any school-related issues. Please complete a “Request to Address the Board of Education” form and adhere to the provisions described therein. Please submit this form to the Administrative Assistant. The Board requests that any persons wishing to make complaints against District employees file the appropriate complaint form prior to this meeting. The Board may not have complete information available to answer questions and may refer specific concerns to the appropriate staff person for attention. When the Board goes into Session Seven, there will be no further opportunity for citizens to address the Board on items under consideration.

SESSION SEVEN - Reports and Comments

7.0 *Report by Board Members*

Individual Board members may wish to share a comment, concern, and/or observation with other Board members and/or staff about a topic not on the agenda. In addition, individual Board members may wish to suggest items to be scheduled on a future agenda.

Board of Education Meeting
November 20, 2007

7.1 Legislative Update

8.0 Report by Superintendent and Staff Members

The Superintendent and other members of the management staff may discuss events and future activities significant to the school district.

SESSION EIGHT - Legislation and Action

9.0 Consent Items (*When considered as a group, unanimous approval is advised.*)

Certain items of business require review and approval by the Board of Education. Other items are for information and review only. Therefore, the following items are grouped as a consent list for receipt and approval. When members have questions about items included in the consent calendar, these items are pulled out of the group and considered separately.

9.1 Approval of Minutes
(Prepared by Superintendent's Office)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on October 16, 2007, be approved as presented.

9.2 Business and Inservice Meetings
(Prepared by Business Services Division)

During the course of the school year, members of the Board of Education, as well as students, parents, volunteers, community members and other individuals who are not District employees, are involved in activities that include attendance at various conferences, inservices, training sessions and other business meetings, the cost of which must be approved by the Board of Education.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the attendance and participation of the following individuals in a scheduled business and inservice meeting:

LYNDA SAVAGE
(Governing Board Member)

To attend the CSBA Delegate Assembly, in San Diego, November 27-29, 2007. Total cost, not to exceed \$800.00, will be paid from Board of Education Account No. 066.

Board of Education Meeting
November 20, 2007

LESLIE BOCK
(Board Representative,
St. Adelaide School)

To attend the CLMS/CLHS/NHSA and CUE Technology Conference, Monterey Convention Center, Monterey, California, November 29-December 2, 2007. Total cost, not to exceed \$1,194.74, will be paid from Accountability Department Account No. 536.

TEASHIA LOPEZ
(Board Representative,
St. Anthony School)

To attend the Dr. Jean's "Razzle Dazzle" Centers & Activities for Reading, Writing & Math!" at the Ontario Convention Center, Ontario, California on December 4, 2007. Total cost, not to exceed \$220.00, will be paid from Accountability Unit Account No. 536.

TERRY KONDRACK
(Board Representative,
Our Lady of the Assumption)

To attend a two-day conference entitled Southern California First Grade Conference, Buena Park, California, December 5-6, 2007. Total cost, not to exceed \$570.41, will be paid from Accountability Department Account No. 536.

BE IT ALSO RESOLVED that the Board of Education ratifies the attendance and participation of the following individuals in scheduled business and inservice meetings:

DANA WEAVER
(Board Representative,
North Point Christian Academy)

To attend the International Early Education Leadership Conference 2007, Marriott City Center, Minneapolis, Minnesota, November 7 - 10, 2007. Total cost, not to exceed \$1,569.29, will be paid from Accountability Department Account No. 536.

KAREN NICHOLLS
(Board Representative, Parent)

To attend the Effective Black Parenting Workshop, Palm Court Center, Ontario, California, November 12-16, 2007. Total cost, not to exceed \$2081.00, will be paid from Accountability Department Account No. 524.

BE IT FURTHER RESOLVED that the Board of Education amends the following item approved by Board on October 16, 2007, "Raymond Rios" to read:

RAYMOND REYES
(Board Representative,
Aquinas High School)

To attend the College Board Professional Development for Educators Fall 2007 Conference, Occidental College, Los Angeles, California, October 27, 2007. Total cost, not to exceed \$291.97, will be paid from Accountability Department Account No. 536.

Board of Education Meeting
November 20, 2007

9.3 Acceptance of Gifts and Donations to the District
(Prepared by Business Services Division)

From time to time, the District receives requests from organizations and businesses to donate money, equipment, and/or supplies to be used for educational purposes in our schools.

The District has received requests to accept gifts or donations of the following:

SITE	DONOR	DONATION AND PURPOSE	CASH	VALUE
Arroyo Valley High School	Ralphs /Food 4 Less Foundation	To be used for softball uniforms	\$1,000.00	
Arroyo Valley High School	Wal-mart	To be used for Special Education Transitions class	\$565.00	
Shandin Hills Middle School	San Manuel Tribal Administration	To be used for the Skaters Club	\$8,530.00	
Dr. Howard D. Inghram School	Carie Siciliano	To be used for the Choir	\$100.00	
Dr. Howard D. Inghram School	Wells Fargo & Company	To be used for the Science Club	\$1,500.00	
Davidson Elementary School	Don's Bikes	To be used for the Health Food and Fitness Festival		\$200.00
San Gorgonio High School	Corona Riverside Triple A-Rodolfo Serrato	To be used to sponsor baseball team	\$1,500.00	
San Gorgonio High School	Barbara Manuel	Food donation for snack bar to support athletics		\$150.00
Manuel A.Salinas Elementary School	V.A. Hospital Loma Linda	For school and classroom use		\$300.00

The acceptance of these donations meets all requirements of Board Policy 3290, Gifts, Donations, Grants, And Bequests.”

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$1,000.00, Ralphs/ Food 4 Less Foundation; \$565.00, Wal-mart; \$8,530.00, San Manuel Tribal Administration; \$100.00, Carie Siciliano; \$1,500.00, Wells Fargo & Company; \$200.00, Don's Bikes; \$1,500.00, Corona Riverside Triple A-Rodolfo Serrato; \$150.00, Barbara Manuel; \$300.00, and V.A. Hospital Loma Linda.

Board of Education Meeting
November 20, 2007

9.4 Cafeteria Warrant Register, Ending October 31, 2007
(Prepared by Facilities/Operations Division)

It is requested that the Board of Education approve the Cafeteria Warrant Register and authorize specific individuals to sign disbursements on its behalf.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Cafeteria Warrant Register, ending October 31, 2007, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Gene Fortajada, Accounting Services Director; John A. Peukert, Assistant Superintendent, Facilities/Operations; Adriane Robles, Nutrition Services Director; or Laura Breuer, Nutrition Services Business Manager, to sign disbursements. Two signatures are required on all cafeteria warrants.

9.5 Commercial Warrant Registers For Period From October 16, Through October 31, 2007
(Prepared by Business Services Division)

It is requested that the Board of Education approve the Commercial Warrant Register and authorize specific individuals to sign disbursements on its behalf.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Commercial Warrant Register for period from October 16, 2007, through October 31, 2007, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes David Moyes, Acting Accounts Payable Officer; Gene Fortajada, Accounting Services Director; or Mohammad Islam, Assistant Superintendent, to sign disbursements.

9.6 Payment for Services Rendered by Non-Classified Experts and Organizations
(Prepared by Business Services Division)

Schools and departments of the District employ persons outside of the classified service or organizations to provide expertise not available in the District for inservice training or consultant services.

The School-Linked Services Department wishes to hire Thomas Moore, Ph.D., of Thomas Moore Enterprises, Inc., to present a one-day workshop for the preschool staff on December 10, 2007. The fee, not to exceed \$6,500.00, will be paid from Restricted General Fund – 12/Preschool, Account No. 252. Kids N Care, San Bernardino County Superintendent of Schools, will reimburse the cost. The reimbursement will be deposited into Account No. 252.

Board of Education Meeting
November 20, 2007

The Human Resources – Certificated Division wishes to hire Bert Labios to teach workshops on the CBEST math test to District staff on September 29, 2007, November 17, 2007, February 2, 2008, April 5, 2008, and June 7, 2008. The fee, not to exceed \$521.20 at the rate of \$104.24 per day, will be paid from Unrestricted General Fund – Human Resources-Certificated Personnel, Account No. 070.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment to the following non-classified expert:

Thomas Moore, Ph.D., of Thomas Moore Enterprises, Inc., Charlotte, NC, to present a one-day workshop for the preschool staff on December 10, 2007. The fee, not to exceed \$6,500.00, will be paid from Restricted General Fund – 12/Preschool, Account No. 252. Kids N Care, San Bernardino County Superintendent of Schools, will reimburse the cost. The reimbursement will be deposited into Account No. 252.

BE IT FURTHER RESOLVED that the Board of Education ratifies payment to the following non-classified expert:

Bert Labios to teach workshops on the CBEST math test to District staff on September 29, 2007, November 17, 2007, February 2, 2008, April 5, 2008, and June 7, 2008. The fee, not to exceed \$521.20 at the rate of \$104.24 per day, will be paid from Unrestricted General Fund – Human Resources-Certificated Personnel, Account No. 070.

9.7 Payment for Course of Study Activities
(Prepared by Business Services Division)

District schools find it to be educationally advantageous to employ persons outside of the District in order to provide activities that enhance their educational programs.

Emmerton Elementary School wishes to invite the Free Mobile Dairy Classroom, from the Dairy Council of California, for an assembly on November 2, 2007. This assembly is designed to enhance curriculum at both levels. Primary students learn new vocabulary, life cycles, and anatomy concepts, and follow the milk process from cow to container. Intermediate students discover the ruminant digestive system, lactation cycle, agriculture technology, and trace milk through processing. Both lessons include agriculture's contribution to the food supply, the nutritional value of dairy products, and how they complement other foods to create a healthy diet. There will be no cost to the District for this presentation.

San Bernardino High School wishes to reschedule IM INC. to present a Red Ribbon Week assembly on November 8, 2007. This presentation was Board approved on October 2, 2007. The presentation was rescheduled because of the fires. This presentation is to provide services per Red Ribbon Week Awareness in Lecture-Discourse On Statistics that involve youth-aged

Board of Education Meeting
November 20, 2007

users of tobacco and drugs, prevention methods, and health impairments. The cost, not to exceed \$1,450.00, will be paid from San Bernardino High School Account No. 129.

Lytle Creek Elementary School wishes to hire The Wisdom Tree for an assembly and four separate workshop programs for CAPS students on November 29, 2007. Native American history and culture come alive in this highly entertaining, educational program that takes students beyond textbooks through a creative blending of storytelling and live music. Customs and traditions of ancient and living culture can help students and teachers learn from the past, live and grow in the present, and give their best in the future. After the assembly students will attend four separate workshops where they will decorate and learn to make music with a bamboo flute, learn hoop dance basics, decorate a bear claw replica necklace, and decorate a feather necklace. The cost, not to exceed \$2,052.00, will be paid from the CAPS Program Account No. 444.

Emmerton Elementary School wishes to invite the Free Mobile Dairy Classroom, from the Dairy Council of California, for an assembly on December 19, 2007. This assembly is designed to enhance curriculum at both levels. Primary students learn new vocabulary, life cycles, and anatomy concepts, and follow the milk process from cow to container. Intermediate students discover the ruminant digestive system, lactation cycle, agriculture technology, and trace milk through processing. Both lessons include agriculture's contribution to the food supply, the nutritional value of dairy products, and how they complement other foods to create a healthy diet. There will be no cost to the District for this presentation.

Emmerton Elementary School wishes to hire The Aquarium of the Pacific Aquarium on Wheels, for an assembly at their school on January 31, 2008. The Aquarium on Wheels is a mobile tide pool exhibit, which invites students to touch local marine life. Students participate in interactive standards-based auditorium and classroom programs to learn how ocean inhabitants use their unique adaptations for survival in a watery world. Each educator-led program will be followed by a hands-on opportunity to touch local marine life. The cost, not to exceed \$850.00, will be paid from Emmerton Elementary School ASB funds.

Juanita Jones Elementary School wishes to hire IM INC to present a student program about Dr. Martin Luther King on January 22, 2008. IM INC uses historical narratives and oratorical emulations to educate and inspire students in the area of major historical events. The program will address social studies, literature, music, and multicultural education. The presenter, Rev. Brown, will help students understand the past, relate it to the present, and promote the concept that students should give their very best to the future. The cost, not to exceed \$1,150.00, will be paid from Jones Elementary School Account No. 420.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2007-08 school year and approves payment to the following:

Board of Education Meeting
November 20, 2007

The Dairy Council of California to present their free mobile dairy on December 7, 2007. This presentation will be made at no cost to the District.

The Wisdom Tree for an assembly and four separate workshop programs for CAPS students on November 29, 2007. The cost, not to exceed \$2,052.00, will be paid from the CAPS program Account No. 444.

The Aquarium of the Pacific to bring the Aquarium on Wheels assembly on January 31, 2008. The cost, not to exceed \$850.00, will be paid from Emmerton Elementary School ASB funds.

IM INC to present a student program about Dr. Martin Luther King on January 22, 2008. The cost, not to exceed \$1,150.00, will be paid from Jones Elementary School Account No. 420.

BE IT ALSO RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2007-08 school year and ratifies payment to the following:

The Dairy Council of California to present their free mobile dairy on November 2, 2007. This presentation will be made at no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education amends the date for the following:

Due to the fires, San Bernardino High School wishes to reschedule the hiring of IM INC. to present a Red Ribbon Week assembly on November 8, 2007. The cost, not to exceed \$1,450.00, will be paid from San Bernardino High School Account No. 129.

9.8 2007-08 Discretionary School Site Block Grant
(Prepared by Business Services)

The intent of the Discretionary School Site Block Grant was to provide one-time resources to support a variety of uses that sites may select. The grant has few spending restrictions except current laws. Briefly, the procedures call for each school to: (1) develop an expenditure plan; (2) require approval by the School Site Council; and (3) receive approval by the Board of Education.

School site councils at the following schools have worked together in a collaborative process to design a plan tailored to individual school needs. It is recommended that the Board of Education approves the following amended plans, which are on file in the Fiscal Services office.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the following schools' 2007-08 Discretionary School Site Block Grant Award, Expenditure Plans:

Board of Education Meeting
November 20, 2007

SCHOOL	AWARD	EXPENDITURES
Golden Valley (Revised Plan)	\$82,170.00	Certificated additional duty/educational assistants/instructional materials and supplies.
Anderson (Revised Plan)	\$10,000.00	Classroom equipment/field trips/bus passes and work orders.
E. Neal Roberts	\$50,865.00	Classroom furniture/playground equipment/ lunch tables and instructional aides

9.9 Sale of Used District Computer Equipment and Peripherals
(Prepared by Business Services Division)

The Purchasing Department requests Board of Education approval to sell surplus obsolete computer equipment and peripherals, including but not limited to, CPUs, monitors, keyboards, mice, printers, servers, and storage devices, in accordance with Education Code Section 17545. Most of the computers and printers are not complete working systems.

These computers and peripherals are no longer of use to the District and not suitable for donation, due to their age and lack of software support. During the recycling process, all computer equipment will be destroyed.

Bid 09-05 was awarded by the Board of Education on May 17, 2005, to E-Recycling of California, Paramount, CA, as the highest responsible bidder for the purchase of used District computer equipment and peripherals for recycling.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board awarded Bid 09-05 to E-Recycling of California, Paramount, CA, on May 17, 2005, to include the purchase of additional surplus computer equipment and peripherals for recycling from the District for a one-year term, and all extensions, not to exceed five years. During the awarded term, the District will present new Board-approved computer and peripheral surplus lists to the awarded bidder with option to buy using Attachment B, Price List, which states the District shall receive \$3.00 per monitor, \$1.25 per CPU, \$3.00 per TV, \$1.25 per printer, \$3.00 per server, \$1.50 per storage device, and \$.05 per keyboard or mouse. All prices include associated cables. Proceeds from the sale shall be deposited into the Unrestricted General Fund.

BE IT ALSO RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declares the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated November 5, 2007.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

Board of Education Meeting
November 20, 2007

9.10 Agreement with Project Leadership Institute to Provide Training and Support to Twenty (20) Students at Jones Elementary School
(Prepared by Business Services Division)

The Deputy Superintendent's Office requests Board of Education approval to enter into an agreement with Project Leadership Institute, Highland, CA, to provide its Project Action program to 20 at-risk students from the fourth, fifth, and sixth grades at Jones Elementary School, effective November 26, 2007, through June 25, 2008. The program focuses on low-income, minority students, and is designed to teach the students leadership development, oral presentation skills, cultural communication, and other skills. The fee, not to exceed \$4,500.00, will be paid from Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Project Leadership Institute, Highland, CA, to provide its Project Action program to 20 at-risk students from the fourth, fifth, and sixth grades at Jones Elementary School, effective November 26, 2007, through June 25, 2008. The program focuses on low-income, minority students, and is designed to teach the students leadership development, oral presentation skills, cultural communication, and other skills. The fee, not to exceed \$4,500.00, will be paid from Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

9.11 Agreement with the Riverside County Office of Education to Provide Riverside, Inyo, Mono and San Bernardino Counties (RIMS) CSET Multiple Subject, English or Math/Science Test Preparation
(Prepared by Business Services Division)

The Human Resources – Certificated Division requests Board of Education approval to enter into an agreement with the Riverside County Office of Education, Riverside, CA, as the lead educational agency for the Riverside, Inyo, Mono, and San Bernardino (RIMS) counties, to provide training to District teachers for CSET Multiple Subject, English or Math/Science test preparation, effective July 1, 2007, continuing through June 30, 2008. The Office of Education will provide appropriate staff for the sessions, and will score diagnostic exams of attendees. The cost, not to exceed \$100,000.00, will be paid from Restricted General Fund – Teacher Recruitment and Student Support Program, Account No. 425.

It is recommended that the following resolution be adopted:

Board of Education Meeting
November 20, 2007

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the Riverside County Office of Education, Riverside, CA, as the lead educational agency for the Riverside, Inyo, Mono, and San Bernardino (RIMS) counties, to provide training to District teachers for CSET Multiple Subject, English or Math/Science test preparation, effective July 1, 2007, continuing through June 30, 2008. The Office of Education will provide appropriate staff for the sessions, and will score diagnostic exams of attendees. The cost, not to exceed \$100,000.00, will be paid from Restricted General Fund – Teacher Recruitment and Student Support Program, Account No. 425.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

9.12 Agreement with WestEd to Administer the Biennial California Healthy Kids Survey
(Prepared by Business Services Division)

The Alternative Programs Department requests Board of Education approval to enter into an agreement with WestEd, Los Alamitos, CA, to administer the biennial California Healthy Kids Survey for all District students in Grades 5, 7, 9, and 11 and the entire population at non-traditional school sites, effective November 21, 2007, through December 31, 2007. This survey is a requirement of the funding for the District's Title IV Safe and Drug Free Schools and Community and the Tobacco Use Prevention Education grant. The cost, not to exceed \$4,101.25, will be paid from Restricted General Fund – Drug Free Schools, Account No. 555.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with WestEd, Los Alamitos, CA, to administer the biennial California Healthy Kids Survey for all District students in Grades 5, 7, 9, and 11 and the entire population at non-traditional school sites, effective November 21, 2007, through December 31, 2007. This survey is a requirement of the funding for the District's Title IV Safe and Drug Free Schools and Community and the Tobacco Use Prevention Education grant. The cost, not to exceed \$4,101.25, will be paid from Restricted General Fund – Drug Free Schools, Account No. 555.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

9.13 Affiliation Agreement with Loma Linda University Medical Center to Provide a Site for Practical Learning Experience for Adult School Pharmacy Students
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to enter into an affiliation agreement with Loma Linda University Medical Center, Loma Linda, CA, to provide a work site for practical learning experience for the Adult School's pharmacy students, effective November 21, 2007, through October 31, 2008. There will be no cost to the District.

Board of Education Meeting
November 20, 2007

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an affiliation agreement with Loma Linda University Medical Center, Loma Linda, CA, to provide a work site for practical learning experience for the Adult School's pharmacy students, effective November 21, 2007, through October 31, 2008. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

9.14 Affiliation Agreement with Target Stores to Provide Sites for Practical Learning Experience for Adult School Pharmacy Students
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to enter into an affiliation agreement with Target Stores, A Division of Target Corporation, Minneapolis, MN, to provide one or more site(s) at Target Stores in the Adult School's service area for practical learning experience for the Adult School's pharmacy students, effective November 21, 2007, through October 1, 2010. There will be no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an affiliation agreement with Target Stores, A Division of Target Corporation, Minneapolis, MN, to provide one or more site(s) at Target Stores in the Adult School's service area for practical learning experience for the Adult School's pharmacy students, effective November 21, 2007, through October 1, 2010. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

9.15 Affiliation Agreement with the Department of Veterans Affairs to Provide a Site for Practical Learning Experience for Adult School Pharmacy Students
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to enter into an affiliation agreement with the Department of Veterans Affairs, Loma Linda, CA, to provide a work site for practical learning experience for the Adult School's pharmacy students, effective November 21, 2007, through November 1, 2010. There will be no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an affiliation agreement with the Department of Veterans Affairs, Loma Linda, CA, to provide a work site for practical

Board of Education Meeting
November 20, 2007

learning experience for the Adult School's pharmacy students, effective November 21, 2007, through November 1, 2010. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

9.16 Renewal of the Agreement with Dr. C. S. Luke, Sr. to Provide Student Counseling at Arroyo Valley High School
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval to renew the agreement with Dr. C. S. Luke, Sr., San Bernardino, CA, to provide grief, drug, alcohol, and family crises intervention and counseling services to students at Arroyo Valley High School, effective August 3, 2007, through June 15, 2008. The cost, not to exceed \$17,000.00, will be paid from Restricted General Fund – Economic Impact Aid State Compensatory Education, Account No. 420.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with Dr. C. S. Luke, Sr., San Bernardino, CA, to provide grief, drug, alcohol, and family crises intervention and counseling services to students at Arroyo Valley High School, effective August 3, 2007, through June 15, 2008. The cost, not to exceed \$17,000.00, will be paid from Restricted General Fund – Economic Impact Aid State Compensatory Education, Account No. 420.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

9.17 Renewal of the Agreement with Joan Cismowski to Provide American Sign Language Lessons and Square Dancing Lessons to Kindergarten Vanguard Classes at Ramona-Alessandro Elementary School
(Prepared by Business Services Division)

Ramona-Alessandro Elementary School requests Board of Education approval to renew the agreement with Joan Cismowski, San Bernardino, CA, to provide American Sign Language lessons and Square Dancing lessons to kindergarten Vanguard classes, effective November 21, 2007, continuing through June 20, 2008. Ms. Cismowski will teach 40 workshops. The cost, not to exceed \$1,968.00, will be paid from Unrestricted General Fund – ADA Incentive Plan, Account No. 039.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the agreement with Joan Cismowski, San Bernardino, CA, to provide American Sign Language lessons and Square Dancing lessons to kindergarten Vanguard classes at Ramona-Alessandro Elementary School,

Board of Education Meeting
November 20, 2007

effective November 21, 2007, continuing through June 20, 2008. Ms. Cismowski will teach 40 workshops. The cost, not to exceed \$1,968.00, will be paid from Unrestricted General Fund – ADA Incentive Plan, Account No. 039.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

9.18 Request to Rescind Bid No. 11-07, Re-Bid HVAC Equipment
(Prepared by Business Services Division)

The Maintenance and Operations Department requests the Board of Education to rescind the award of Bid No. 11-07, Items 1 through 40 awarded to U.S. Air Conditioning Distributors, Riverside, CA on October 2, 2007, Agenda Item No. 9.11.

The purpose of the bid was to provide heating and ventilation air conditioning equipment to the District on an as-required basis for repairs to be made to HVAC systems throughout the District as needed. The vendor is no longer a distributor for the equipment specified in the bid and cannot provide the required equipment. The District will re-bid this requirement.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds the award of Bid No. 11-07, Items 1 through 40 awarded to U.S. Air Conditioning Distributors, Riverside, CA on October 2, 2007, Agenda Item No. 9.11. The vendor is no longer a distributor for the equipment specified in the bid and cannot provide the required equipment. The District will re-bid this requirement.

9.19 Rescission of the Agreement with EdEquity, Inc., as Approved by the Board of Education on November 6, 2007, Agenda Item No. 8.19
(Prepared by Business Services Division)

The Deputy Superintendent's Office requests Board of Education approval to rescind the Agreement with EdEquity, Inc., Rancho Cucamonga, CA, as approved by the Board of Education on November 6, 2007, Agenda Item No. 8.19. The rescission is necessary because this agreement was combined with another agreement with EdEquity, Inc., that was approved by the Board of Education on November 6, 2007, Agenda Item No. 8.20.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves rescinding the agreement with EdEquity, Inc., Rancho Cucamonga, CA, as approved by the Board of Education on November 6, 2007, Agenda Item No. 8.19.

Board of Education Meeting
November 20, 2007

9.20 Facilities Use Agreement with Legacy Post Acute Rehabilitation Center to Conduct Adult School Classes
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to enter into a facilities use agreement with Legacy Post Acute Rehabilitation Center, San Bernardino, CA, to conduct classes for its Older Adults Program, effective November 21, 2007, continuing through June 30, 2010. The Adult School will provide instructional classes at no charge to adults. These classes will be under the supervision of Adult School instructors. There will be no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Legacy Post Acute Rehabilitation Center, San Bernardino, CA, to conduct classes for its Older Adults Program, effective November 21, 2007, continuing through June 30, 2010. The Adult School will provide instructional classes at no charge to adults. These classes will be under the supervision of Adult School instructors. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

9.21 Amendment No. 1 to the Agreement with Ja'sher L. Griffin to Assist in the Smaller Learning Community Program at Arroyo Valley High School
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval to amend the agreement with Ja'sher L. Griffin, Highland, CA, as approved by the Board of Education on October 2, 2007, Agenda Item No. 9.18. The amendment is necessary to extend the term of the agreement through June 30, 2008, and to add \$920.00 to the original fee of \$10,000.00 for an aggregate total not to exceed \$10,920.00. The fee will be paid from Restricted General Fund – Smaller Learning Environments-Arroyo Valley, Account No. 376. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Ja'sher L. Griffin, Highland, CA, as approved by the Board of Education on October 2, 2007, Agenda Item No. 9.18. Amendment No. 1 is necessary to extend the term of the agreement through June 30, 2008, and to add \$920.00 to the original fee of \$10,000.00 for an aggregate total not to exceed \$10,920.00. The fee will be paid from Restricted General Fund – Smaller Learning Environments-Arroyo Valley, Account No. 376. All other terms and conditions will remain the same.

Board of Education Meeting
November 20, 2007

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said amendment.

9.22 Notice of Completion, Bid No. F05-15, Multi Use Rooms Phase II (3 of 15 sites)
(Prepared by Facilities/Operations Division)

Bid No. F05-15, construction of Multi Use Rooms Phase II, was previously awarded to a Prime Contractor for work at 15 sites. The work assigned to the contractor has now been completed at three sites listed below. It is requested that the Board of Education formally accept the completed work of this contractor for the three sites.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F05-15, Multi Use Rooms Phase II (3 of 15 sites), for the portion of the work awarded to the Prime Contractor at the three sites listed below:

HCH Constructors-Managers, Inc.
Temecula, CA

Completed Sites:

1. Barton Elementary School
2. Kendall Elementary School
3. Lytle Creek Elementary School

BE IT FURTHER RESOLVED that Marlin Brown, President, Board of Education, be authorized to execute the Notices of Completion.

9.23 Notice of Completion, Bid No. F05-02, Categories 1, 3, 4, & 5 for Modernization Project at Belvedere Elementary School
(Prepared by Facilities/Operations Division)

Bid No. F05-02, modernization project at Belvedere Elementary School, was previously awarded to multiple Prime Contractors in a number of categories. The work assigned to the contractors listed below has now been completed. It is requested that the Board of Education formally accept the completed work of these contractors.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F05-02, Modernization Project at Belvedere Elementary School, for the portion of the work awarded to the Prime Contractors listed below:

Board of Education Meeting
November 20, 2007

Category 1- Abatement
ATE Environmental
City of Industry, CA

Category 3- Plumbing
Pro-Craft Plumbing Company
Yucaipa, CA

Category 4- HVAC
Cool Air Supply
Glendale, CA

Category 5- Electrical
Champion Electric, Inc.
Riverside, CA

BE IT FURTHER RESOLVED that Marlin Brown, President, Board of Education, be authorized to execute the Notices of Completion.

9.24 Approval to Establish and Exceed the Change Order Limitation of Public Contract Code Section 20118.4 for Prime Contractor's Work at Cajon High School Modernization Project – I.A.C. Engineering, Inc.
(Prepared by Facilities/Operations Division)

On February 21, 2006, the Board of Education awarded a contract to I.A.C. Engineering, Inc., in the amount of \$558,000.00, for site work and railings at Cajon High School. Public Contract Code 20118.4 allows for a maximum change order limitation of 10 percent, or \$55,800.00. Due to ADA code requirements that were identified by the Division of the State Architect field supervisor after the completion of the bid and during construction, Facilities Management is requesting Board approval to exceed the change order limitation by \$105,519.00, for a new change order in the total amount of \$138,200.00 (which includes \$32,681.00 allowance from previously approved changed orders for \$23,119.00 under the 10 percent limit).

County Counsel has reviewed and approved the additional amount of the change order on the basis that it constitutes an exception to the change order limitation due to the necessary increased scope for new ramps and door opening revisions to meet ADA code requirements that were identified by the Division of the State Architect field supervisor after the completion of the bid and during construction.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves exceeding the change order limitation for I.A.C. Engineering, Inc., as established in Public Contract Code Section 20118.4, by \$105,519.00, for a new change order in the total amount of \$138,200.00. As reviewed and

Board of Education Meeting
November 20, 2007

approved by County Counsel, this change order is necessary due to added ramps and door opening revisions to meet ADA code requirements identified by the Division of the State Architect field supervisor during the Cajon Modernization Project.

9.25 Approval to Establish and Exceed the Change Order Limitation of Public Contract Code Section 20118.4 for Prime Contractor's Work at Cajon High School Modernization Project – Continental Plumbing, Inc.
(Prepared by Facilities/Operations Division)

On February 21, 2006, the Board of Education awarded a contract to Continental Plumbing, Inc., in the amount of \$648,935.00 for plumbing at Cajon High School. Public Contract Code 20118.4 allows for a maximum change order limitation of 10%, or \$64,893.50. Due to unforeseen field conditions (rerouting of underground plumbing and replacement of deteriorated existing plumbing hidden within building construction) that were not known at bid time, Facilities Management is requesting Board approval to exceed the change order limitation by \$62,193.50, for a new change order in the total amount of \$87,000.00 (which includes \$24,806.50 allowance from previously approved change orders for \$40,087.00 under the 10 percent limit).

County Counsel has reviewed and approved the additional amount of the change order on the basis that it constitutes an exception to the change order limitation due to the necessary increased scope for rerouting or replacing unforeseen plumbing identified during construction.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves exceeding the change order limitation for Continental Plumbing, Inc., as established in Public Contract Code Section 20118.4, by \$62,193.50, for a new change order in the total amount of \$87,000.00. As reviewed and approved by County Counsel, this change order is necessary due to rerouting or replacing unforeseen plumbing identified during the Cajon Modernization Project.

9.26 School Cleanup Agreement with the Department of Toxic Substances Control (DTSC) for the Proposed Lincoln II Elementary School
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to enter into a school cleanup agreement with the State of California Department of Toxic Substances Control (DTSC) for the proposed Lincoln II Elementary School. The total estimated cost, \$33,326.00 with an advance payment of \$16,663.00 within 10 days of executed agreement, will be paid from Funds 35, 21, 25, and 40.

The school cleanup agreement is the second step after the Preliminary Environmental Assessment (PEA) and requires the District to conduct response actions and other associated activities under the oversight of DTSC and receive site certification from DTSC. The agreement

Board of Education Meeting
November 20, 2007

will also enable the District to integrate and expedite the site cleanup and project finance and construction processes by seeking and obtaining all CDE and OPSC final approvals and SAB School Facility Program apportionment for a project at the Site prior to completion of the required response actions.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a school cleanup agreement with the Department of Toxic Substances Control (DTSC) for the proposed Lincoln II Elementary School. The total estimated cost, \$33,326.00 (including an advance payment of \$16,663.00), will be paid from Funds 35, 21, 25, and 40.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Business and Finance, to sign said agreement.

9.27 School Cleanup Agreement with the Department of Toxic Substances Control (DTSC) for the Proposed Roosevelt II Elementary School
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to enter into a school cleanup agreement with the State of California Department of Toxic Substances Control (DTSC) for the proposed Roosevelt II Elementary School. The total estimated cost, \$32,702.00 with an advance payment of \$16,351.00 within 10 days of executed agreement, will be paid from Funds 35, 21, 25, and 40.

The school cleanup agreement is the second step after the Preliminary Environmental Assessment (PEA) and requires the District to conduct response actions and other associated activities under the oversight of DTSC and receive site certification from DTSC. The agreement will also enable the District to integrate and expedite the site cleanup and project finance and construction processes by seeking and obtaining all CDE and OPSC final approvals and SAB School Facility Program apportionment for a project at the site prior to completion of the required response actions.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a school cleanup agreement with the Department of Toxic Substances Control (DTSC) for the proposed Roosevelt II Elementary School. The total estimated cost, \$32,702.00 (including an advance payment of \$16,351.00), will be paid from Funds 35, 21, 25, and 40.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Business and Finance, to sign said agreement.

9.28 Resolution of the Board of Education of the San Bernardino City Unified School District Approving the Annual and Five-Year Report for Fiscal Year 2006-07, in Compliance with Government Code Sections 66006 and 66001
(Prepared by Facilities/Operations Division)

Government Code Section 66006(b)(1) states that for each separate account established for statutory and alternative school facilities fees ("Reportable Fees") received for additional school facilities ("School Facilities") for students from new development, the San Bernardino City Unified School District ("District") shall, within one hundred eighty (180) days after the last day of the fiscal year, make available to the public the following information for fiscal year 2006-2007:

- (A) A brief description of the type of Reportable Fees in the account.
- (B) The amount of the Reportable Fees.
- (C) The beginning and ending balance of the account.
- (D) The amount of the Reportable Fees collected and the interest earned.
- (E) An identification of each project ("Project") of the District on which Reportable Fees were expended and the amount of the expenditures on each Project, including the total percentage of the cost of the Project that was funded with Reportable Fees.
- (F) An identification of an approximate date by which the construction of a Project will commence if the District determines that sufficient funds have been collected to complete financing on an incomplete Project, as identified in Section 66001(a)(2), and the Project remains incomplete.
- (G) A description of each interfund transfer or loan made from the account, including the Project on which the transferred or loaned Reportable Fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account will receive on the loan.
- (H) The amount of refunds made pursuant to Section 66001(e) and any allocations pursuant to Section 66001(f); and

Government Code Section 66001(d) also requires that the District make the following findings with respect to that portion of the account remaining unexpended, whether committed or uncommitted, at the time it makes the foregoing information available to the public:

- (1) Identification of the purpose to which the Reportable Fees are to be put.
- (2) Demonstration of a reasonable relationship between the Reportable Fees and the purpose for which they are charged.
- (3) Identification of all sources and amounts of funding anticipated to complete financing of the Projects of the District.
- (4) Designation of the approximate dates on which the funding referred to in paragraph (3) is expected to be deposited into the appropriate account.

Board of Education Meeting
November 20, 2007

Pursuant to the statutory requirements, the District published Notice of the public meeting, and made the Report available to the public not less than fifteen (15) days prior to the District's Board meeting.

It is recommended that the following Resolution be adopted:

RESOLUTION OF THE BOARD OF EDUCATION OF THE SAN
BERNARDINO CITY UNIFIED SCHOOL DISTRICT RELATING TO
INFORMATION MADE AVAILABLE TO THE PUBLIC IN THE FORM OF A
STATUTORY SCHOOL FACILITY FEES INCLUDING ALTERNATIVE
SCHOOL FACILITY FEES ("REPORTABLE FEES") REPORT FOR FISCAL
YEAR 2006-2007 ("REPORTABLE FEES REPORT"), AND FINDINGS
THEREON, IN COMPLIANCE WITH GOVERNMENT CODE SECTIONS
66006 AND 66001

WHEREAS, the San Bernardino City Unified School District ("District") has received and expended statutory and/or alternative school facilities fees ("Reportable Fees") in connection with school facilities ("School Facilities") of the District for new development, and these funds have been deposited in a separate capital facilities account as provided by Government Code Section 66006(a); and

WHEREAS, in accordance with Government Code Section 66006(a), the District has established and maintained a separate capital facilities account and maintained such separate capital facilities accounts in a manner to avoid any commingling of the Reportable Fees with other revenues and funds of the District, except for temporary investments, and has expended those Reportable Fees collected for the sole purpose for which they were collected; and

WHEREAS, Government Code Section 66006(b)(1) provides that the District shall make available to the public within one hundred eighty (180) days after the last day of each fiscal year a written report; and

WHEREAS, Government Code Section 66001(d) provides that for the fifth fiscal year following the first deposit into the account, and every five (5) years thereafter, the District shall make findings with respect to the capital facilities account fund that remain unexpended; and

WHEREAS, when findings are required by Government Code Section 66001(d), they shall be made in connection with the information required by Government Code Section 66006; and

WHEREAS, Government Code Section 66006(b)(2) requires that the governing body of the District review the information made available to the public at a regularly scheduled public meeting and any other relevant information including, but not limited to, that certain Reportable Fees Report prepared by the District entitled, "The San Bernardino City Unified School District Annual and Five-Year Reportable Fees Report for Fiscal Year 2006-2007, in Compliance with

Board of Education Meeting
November 20, 2007

Government Code Sections 66006 and 66001” not less than fifteen (15) days after this Reportable Fees Report is made available to the public; and

WHEREAS, the District has complied with all of the foregoing provisions.

NOW, THEREFORE, THE BOARD OF EDUCATION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the Board does hereby find and determine that the foregoing recitals and determinations are true and correct.

Section 2. That pursuant to Government Code Sections 66001(d) and 66006(b)(1) and (2), the District has made available to the public the requisite information and proposed findings concerning the collection and expenditure of Reportable Fees related to School Facilities for new development within the District.

Section 3. That the Board of the District at a public meeting has reviewed the following information pursuant to Government Code Section 66006(b)(1), as is required by Government Code Section 66006(b)(2), including:

- (A) A brief description of the type of Reportable Fees in the account;
- (B) The amount of the Reportable Fees;
- (C) The beginning and ending balance of the account;
- (D) The amount of Reportable Fees collected and the interest earned;
- (E) An identification of each Project on which Reportable Fees were expended and the amount of the expenditures on each Project, including the total percentage of the cost of the Project that was funded with Reportable Fees;
- (F) An identification of an approximate date by which the construction of the Project will commence if the District determines that sufficient funds have been collected to complete financing on an incomplete Project, as identified in Section 66001(a)(2), and the Project remains incomplete;
- (G) A description of each interfund transfer or loan made from the account, including the Project on which the transferred or loaned Reportable Fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account will receive on the loan; and
- (H) The amount of refunds made pursuant to Section 66001(e) and any allocations pursuant to Section 66001(f).

Section 4. That the Board of the District at a public meeting has reviewed the proposed findings, as required by Government Code Section 66001(d), including:

- (1) Identification of the purpose to which the Reportable Fees are to be put;

Board of Education Meeting
November 20, 2007

- (2) Demonstration of a reasonable relationship between the Reportable Fees and the purpose for which they are charged;
- (3) Identification of all sources and amounts of funding anticipated to complete financing of Projects of the District; and
- (4) Designation of the approximate dates on which the funding referred to in paragraph (3) is expected to be deposited into the appropriate account.

Section 5. That the Board of the District hereby determines that all Reportable Fees, collections and expenditures have been received, deposited, invested and expended in compliance with the relevant sections of the Government Code and all other applicable laws for the fiscal year 2006-2007.

Section 6. That the Board of the District hereby determines that no refunds and allocations of Reportable Fees, as required by Government Code Section 66001, are deemed payable at this time.

Section 7. That the Board of the District hereby determines that the District is in compliance with Government Code Section 66000, *et seq.*, relative to receipt, deposit, investment, expenditure or refund of Reportable Fees received and expended relative to School Facilities for new development for the fiscal year 2006-2007.

9.29 Extended Field Trip, Emmerton Elementary School, Camp Arbolado Outdoor Science Camp, Angelus Oaks, California
(Prepared by Business Services Division)

Emmerton Elementary School requests Board of Education approval of an extended field trip for 50 students and one District employee chaperone to attend Camp Arbolado Outdoor Science Camp, at Angelus Oaks, California, December 3-7, 2007.

Most of the weeklong science adventure takes place outdoors on trails where instructors create opportunities for the students to interact with the natural world through hands-on activities. The curriculum is aligned with the California Science Content Standards and the California Science Framework.

The students will learn new songs and games, participate in hoedown with line and folk dances, and create and perform science or nature-oriented skits at skit night. Learning responsibility and cooperation through group living and practicing courtesy and table manners at meals are some of the ways students develop their social skills.

Living in the mountains allows the students to develop an awareness and appreciation of the environment. They learn that the choices they make can have a positive effect on their world.

The cost of the trip, including meals and lodging for 50 students and one District employee

Board of Education Meeting
November 20, 2007

chaperone, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$667.94, will be paid from Emmerton Elementary School Account No. 419. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 50 students and one District employee chaperone to attend Camp Arbolado Outdoor Science Camp, at Angelus Oaks, California, December 3-7, 2007. The cost of the trip, including meals and lodging for 50 students and one District employee chaperone, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$667.94, will be paid from Emmerton Elementary School Account No. 419. Names of the students are on file in the Business Services office.

9.30 Extended Field Trip, Emmerton Elementary School, Camp Chai Science Camp, Angelus Oaks, California
(Prepared by Business Services Division)

Emmerton Elementary School requests Board of Education approval of an extended field trip for 50 students and one District employee chaperone to attend Camp Chai Outdoor Science Camp, at Angelus Oaks, California, January 14-18, 2008.

Most of the weeklong science adventure takes place outdoors on trails where instructors create opportunities for the students to interact with the natural world through hands-on activities. The curriculum is aligned with the California Science Content Standards and the California Science Framework.

The students will learn new songs and games, participate in hoedown with line and folk dances, and create and perform science or nature-oriented skits at skit night. Learning responsibility and cooperation through group living and practicing courtesy and table manners at meals are some of the ways students develop their social skills.

Living in the mountains allows the students to develop an awareness and appreciation of the environment. They learn that the choices they make can have a positive effect on their world.

The cost of the trip, including meals and lodging for 50 students and one District employee chaperone, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$667.94, will be paid from Emmerton Elementary School Account No. 419. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 50 students

Board of Education Meeting
November 20, 2007

and one District employee chaperone to attend Camp Chai Outdoor Science Camp, at Angelus Oaks, California, January 14-18, 2008. The cost of the trip, including meals and lodging for 50 students and one District employee chaperone, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$667.94, will be paid from Emmerton Elementary School Account No. 419. Names of the students are on file in the Business Services office.

9.31 Extended Field Trip, Vermont Elementary School, Camp Arbolado Outdoor Science Camp, Angelus Oaks, California
(Prepared by Business Services Division)

Vermont Elementary School requests Board of Education approval of an extended field trip for 30 students and two District employee chaperones to attend Camp Arbolado Outdoor Science Camp, at Angelus Oaks, California, December 3-7, 2007.

Students will have the opportunity to study the natural environment by exploring trails, investigating geological features, observing wildlife, comparing plant adaptations, and to observe the night sky through telescopes. This trip also allows students to transfer their textbook learning into real life experiences.

The cost of the trip, including meals and lodging for 30 students and two District employee chaperones, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$667.94, will be paid from Vermont Elementary School INAP Account No. 205. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 30 students and two District employee chaperones to attend Camp Arbolado Outdoor Science Camp, at Angelus Oaks, California, December 3-7, 2007. The cost of the trip, including meals and lodging for 30 students and two District employee chaperones, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$667.94, will be paid from Vermont Elementary School INAP Account No. 205. Names of the students are on file in the Business Services office.

9.32 Extended Field Trip, California Cadet Corps Program, Brigade Leadership School, Camp Pendleton, Oceanside, California
(Prepared by Business Services Division)

The Alternative Programs Department requests Board of Education approval for an amended date for an extended field trip for 250 middle and high school California Cadet Corps Program students, nine District employee chaperones, and two volunteer chaperones to attend the Brigade Leadership School, Camp Pendleton, CA, November 29, 2007 - December 2, 2007. This

Board of Education Meeting
November 20, 2007

extended field trip was first scheduled for October 25-28, 2007, and was Board approved on October 16, 2007. Due to the fires, this trip had to be rescheduled.

The Cadet Program students will have the opportunity to learn the traits and principles of leadership; study examples of civilian, military, civic, and business leaders; apply leadership theory in a practical setting; pass in review parade, and participate in a formal inspection and an awards ceremony at the Marine Corps base. They will be able to test their skills in an obstacle course and leadership reaction course unique to military installations.

The cost of the trip, not to exceed \$25,000.00, including food, buses for transport on base, office supplies, cargo van rental, t-shirts, and baseball caps for 250 students, nine District employee chaperones, and two volunteer chaperones will be paid from Alternative Programs Account No. 030 and private donations. Transportation by Laidlaw, \$6,400.00, will be paid from the following participating schools: Arrowview Middle School Account No. 501; Cajon High School Account No. 202; Chavez Middle School Account No. 419; Curtis Middle School Account No. 501; Del Vallejo Middle School Account No. 419; Pacific High School Account No. 030; San Geronio High School Account No. 203; Serrano Middle School Account No. 204; and Shandin Hills Middle School Account No. 276. No students will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the amended date for the extended field trip for 250 middle and high school California Cadet Corps Program students, nine District employee chaperones, and two volunteer chaperones to attend the Brigade Leadership School, Camp Pendleton, CA, November 29, 2007 - December 2, 2007. The cost of the trip, not to exceed \$25,000.00, including food, buses for transport on base, office supplies, cargo van rental, t-shirts, and baseball caps for 250 students, nine District employee chaperones, and two volunteer chaperones will be paid from Alternative Programs Account No. 030 and private donations. Transportation by Laidlaw, \$6,400.00, will be paid from the following participating schools: Arrowview Middle School Account No. 501; Cajon High School Account No. 202; Chavez Middle School Account No. 419; Curtis Middle School Account No. 501; Del Vallejo Middle School Account No. 419; Pacific High School Account No. 030; San Geronio High School Account No. 203; Serrano Middle School Account No. 204; and Shandin Hills Middle School Account No. 276. Names of the students are on file in the Business Services office.

9.33 Extended Field Trip, Public Safety Academy, Marine Corps Base, Camp Pendleton
(Prepared by Business Services Division)

Public Safety Academy requests Board of Education approval of an extended field trip for 75 students and three District employee chaperones to attend Marine Corps Base, Camp Pendleton, California, November 26-29, 2007.

The purpose of this field trip is to provide leadership and character training to the leader of the

Board of Education Meeting
November 20, 2007

cadet corps as well as to expose the students to practical training in the field of public safety. Police and fire personnel will be assisting with the training at Camp Pendleton. SBCUSD police officers will also be attending the event on November 28 and 29 to assist with the training.

The cost of the trip, including meals and lodging for 75 students and three District employee chaperones, will be paid through their PTSG. Students will be transported to and from Camp Pendleton by their parents. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 75 students and three District employee chaperones to attend Marine Corps Base, Camp Pendleton, California, November 26-29, 2007. The cost of the trip, including meals and lodging for 75 students and three District employee chaperones, will be paid through their Parent Teacher Support Group. There is no cost to the District. Students will be transported to and from Camp Pendleton by their parents. Names of the students are on file in the Business Services office.

9.34 Resolution to Amend the Southern California Schools Employee Benefits Association (SCSEBA) Agreement
(Prepared by the Employee Relations Division)

WHEREAS, the public educational agencies in the State of California have determined there is a continuing need for self-funding and risk sharing employee benefit plans/programs; and

WHEREAS, public educational agencies in the Southern California Schools Employee Benefits Association (SCSEBA) desire to combine and continue their efforts to operate and maintain self-funded and risk sharing employee benefit plans/programs (Medical, Dental, Vision, Life, Ancillary and Voluntary) or any other benefit plans/programs authorized by law; and

WHEREAS, Title I, Division 7, Chapter 5 of the Government Code and Sections 17566, 35214, 81602, and 81603 of the Education Code authorized school and community college districts to establish these types of plan/programs for benefits or any other benefit plans/programs authorized by law; and

WHEREAS, it has become appropriate to transfer text previously found in the Bylaws to the Agreement; move up the date that SCSEBA rates are released to February of each year therefore, moving up the final notification date to 90 days; reward membership by paying out equity distributions annually to eligible, active members; and lastly, change the name of the Agency of the JPA to an Administrative Agent; and

WHEREAS, the SCSEBA Board of Directors approved the changes in the Agreement in their Board meeting of October 9, 2007, and the Agreement requires the approval of $\frac{3}{4}$ member districts;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the San Bernardino City

Board of Education Meeting
November 20, 2007

Unified School District that the District hereby approves the amendments to the Joint Powers Agreement, known as and designated "SCSEBA" to provide the changes to Southern California Schools Employee Benefits Association as recommend by the SCSEBA Board of Directors.

9.35 Inter-District Attendance Agreements
(Prepared by Student Services Division)

It is legally required that the Board of Education approve Inter-District Attendance Agreements for the attendance of regular students between districts for the 2007-2012 school years.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Inter-District Attendance Agreements for regular pupils on a non-tuition basis, in accordance with Education Code section 46616, be approved and that the District be authorized to enter into such agreements with the following school district for the 2007-2012 school years:

Bonita Unified School District
Los Angeles County

9.36 Expulsion of Student(s)
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education accepts and adopts the recommendation and findings of the Hearing Panel, based on a review of the Panel's finding of facts and recommendations, and orders the expulsion of the following student(s) with the birth date(s) as listed below in accordance with the Board rules and regulations and in compliance with Education Code Section 48900:

*(S)12/16/91	*(S)07/08/90	***(S)10/02/92	*(S)08/19/90	*(S)12/26/92	*(S)12/17/92
*(S)09/01/92	*(S)11/27/90	*(S)08/03/93	***(S)11/17/92	*(S)10/22/92	*(S)08/14/90
*(S)11/10/94	*(S)03/30/92	***(S)01/23/92			

*The Board does hereby order the enforcement of the expulsion suspended for a period of not more than one calendar year. The suspension of the enforcement of the expulsion order is deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

**The Board does hereby expel the pupil for a period of one semester, and does hereby order the enforcement of the expulsion suspended for the following semester, allowing him/her to be considered for re-enrollment in the district under suspended expulsion as deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

(S) A stipulated expulsion is a process whereby the pupil and his/her family acknowledge

Board of Education Meeting
November 20, 2007

responsibility for the behavior leading to the recommendation for expulsion by the school administration, and waive their right to a hearing by admitting to the facts in support of an expulsion recommendation. The pupil and his/her family stipulate the facts of the case as presented by the school, accepting one of the following consequences: *(S) suspended expulsion, ***(S) expulsion one semester, suspended expulsion one semester, (S) expulsion two semesters.

- 9.37 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following student(s) were recommended for suspension, but suspension is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with Education Code Section 48900. Therefore, although they were recommended for suspension, the suspension was reversed or modified.

- 9.38 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following student(s) were recommended for expulsion, but expulsion is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with the Education Code section 48900. Therefore, although they were recommended for expulsion, the expulsion is not granted:

01/28/95 03/02/92

- 9.39 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
(Prepared by Youth Services Department)

Education Code Section 48915 (a) states, "Principal or the Superintendent of the schools shall recommend a pupil's expulsion...., unless the principal or superintendent finds and so reports in writing to the governing board that expulsion is inappropriate, due to the particular circumstance, which should be set out in the report of the incident."

The student(s) identified below were found to have committed a violation of Education Code

Board of Education Meeting
November 20, 2007

Section 48900 for which a referral for expulsion is mandated; however, the principal found that due to particular circumstances, expulsion is inappropriate:

9.40 Revocation of Suspension of Expulsion
(Prepared by Youth Services Department)

FURTHER, in accordance with Education Code Section 48917, the Board does hereby order the expulsion of the student(s) with birth date(s) as listed:

12/15/92

This order revokes a previously suspended expulsion order and is recommended at this time because the student(s) violated the conditions of the suspension of the expulsion order.

9.41 Lift of Expulsion of Student(s)
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes the readmission of the following student(s), with the birth date(s) as indicated below, to schools of the San Bernardino City Unified School District in accordance with the Board rules and regulations and in compliance with the Education Code Section 48900:

9.42 Failure to Recommend Mandatory Expulsion 48915
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following school(s) have failed to adhere to Education Code Section 48915. Principals are required by Education Code to report guns, brandishing a knife, sexual assault, possession of an explosive device, and/or the sale of an illegal substance. The following school(s) have not followed this Education Code requirement:

9.43 Signature Authority
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to revoke signature authority for Edward Norton, effective November 20, 2007, for the following:

Purchase Orders for Change Orders

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves revoking signature authority for

Board of Education Meeting
November 20, 2007

Edward Norton, effective November 20, 2007, for the following:

Purchase Orders for Change Orders

- 9.44 Agreement with the Law Firm of Margaret A. Chidester & Associates to Provide Legal Services to the Personnel Commission
(Prepared by Business Services Division)

Education Code 45313 provides that if the District's legal counsel is compelled to refuse to aid or represent the Personnel Commission in a legal matter because a conflict exists between the interests of the Commission and the interests of the Board of Education, the Commission may employ its own attorney, and the reasonable cost thereof shall constitute a legal charge against the District. According to the Personnel Commission Minutes, August 8, 2007, page 3, "Recommendation to Hire Independent Legal Counsel to Assist the Commission During Pending Appeal of Discipline Cases," such a conflict has been declared by District's counsel. The Personnel Commission requests Board of Education approval to enter into an agreement with the law firm of Margaret A. Chidester & Associates to represent the Personnel Commission in this and other related matters, effective August 1, 2007, through June 30, 2008. Costs, not to exceed \$10,000.00, will be paid from unrestricted general funds, Account No. 070.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the law firm of Margaret A. Chidester & Associates to represent the Personnel Commission, in accordance with California Education Code section 45313, in an appeal of a discipline case in which a conflict exists between the Personnel Commission and District's legal counsel, and other related matters, effective August 1, 2007, through June 30, 2008. Costs, not to exceed \$10,000.00, will be paid from unrestricted general funds, Account No. 070.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

Board of Education Meeting
November 20, 2007

10.0 Action Items

10.1 Personnel Report #10, dated November 20, 2007
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #10, dated November 20, 2007, which contains action such as hiring, retirements, resignations, promotions, and terminations involving certificated, classified, and other employees in the categories of noon duty aides, recreational supervisors, substitute employees, and others. These actions are consistent with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

The following resolution is recommended:

BE IT RESOLVED that the Personnel Report #10, dated November 20, 2007, be approved as presented. Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

SESSION NINE - Closed Session

11.0 Closed Session

As provided by law, the Board will meet in Closed Session for consideration of the following:

Student Matters/Discipline

Conference with Labor Negotiator

District Negotiator: Yolanda Ortega
Employee Organization: California School Employees Association
Communications Workers of America
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Public Employee Appointments

Title: Cadet Corps Coordinator
Elementary Principal
Middle School AAIAC

SESSION TEN – Open Session

12.0 Action Reported from Closed Session

Board of Education Meeting
November 20, 2007

SESSION ELEVEN - Closing

13.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, December 4, 2007, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

The District is committed to provide equal access to individuals with a disability to open and public meetings. For information on the availability of disability-related aids or services to enable any person with a disability to participate in a public meeting and/or to request reasonable accommodations, please contact:

Marie Arakaki, Affirmative Action Director
777 North F Street
San Bernardino, CA 92410
(909) 381-1122
(909) 381-1121 fax
email: marie.arakaki@sbcusd.k12.ca.us

Office Hours: Monday through Friday, 8 a.m.-4:30 p.m.

Requests for reasonable accommodations must be received by the Affirmative Action Office no later than five working days before the public meeting so that an interactive process can be effectuated to determine an effective accommodation that would best serve the needs of the individual with a disability.

Posted: November 16, 2007